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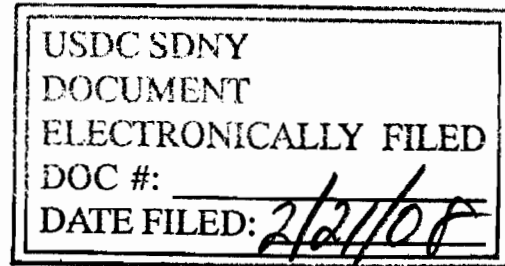
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**MEMO ENCLOSED**

February 20, 2008

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\*NOT ADMITTED TO THE NEW YORK BAR

The Honorable Gerard E. Lynch  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl St., Room 910  
New York, NY 10007

*In re Refco Capital Markets, Ltd. Brokerage Customer Sec. Litig.*, No. 06 Civ. 643 (GEL)  
(S.D.N.Y.), *VR Global Partners, L.P. et al. v. Bennett, et al.*, 07-CV-8686 (S.D.N.Y.),  
and *Capital Management Select Fund Ltd., et al. v. Bennett, et al.*, 07-CV-8688  
(S.D.N.Y.)

Dear Judge Lynch:

We, along with Weil, Gotshal & Manges LLP, represent Defendants Thomas H. Lee Partners, L.P., Thomas H. Lee Advisors LLC, THL Managers V, LLC, THL Equity Advisors V, LLP, Thomas H. Lee Equity Fund V, L.P., Thomas H. Lee Parallel Fund V, L.P., Thomas H. Lee Equity (Cayman) Fund V, L.P., Thomas H. Lee Investors Limited Partnership, 1997 Thomas H. Lee Nominee Trust, Thomas H. Lee, David V. Harkins, Scott L. Jaekel, and Scott A. Schoen (collectively, the "THL Defendants") in the above actions and write to request leave from Your Honor's Rule 2.D, which requires prior permission for the filing of a memorandum of law longer than twenty-five pages. We request that Your Honor allow the THL Defendants to file a memorandum of law as long as 60 pages in support of these Defendants' motions to dismiss the above actions, which will be filed this Thursday, February 21. This single memorandum would address all claims asserted against the THL Defendants in all three of the actions. We note, in this regard, that the three complaints at issue are comprised of an aggregate of 438 pages and 1,318 paragraphs. We believe that the Court and the

\*SO ORDERED

GERARD E. LYNCH, U.S.D.J.

2/20/08

PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP

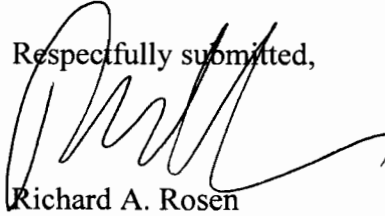
The Honorable Gerard E. Lynch

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parties would be best served if all of the issues could be addressed comprehensively in a single memo of law applicable to all three lawsuits.

We have conferred with counsel for plaintiffs in the actions, who take no position on our request.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Rosen', with a long, sweeping horizontal stroke extending to the right.

Richard A. Rosen

cc: all counsel (by e-mail)